



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

November 29, 2011

MARTIN H. NESBITT, TREASURER
OBAMA FOR AMERICA
PO BOX 8102
CHICAGO, IL 60680

Response Due Date
01/03/2012

IDENTIFICATION NUMBER: C00431445

REFERENCE: AMENDED OCTOBER QUARTERLY REPORT (07/01/2011 - 09/30/2011),
RECEIVED 10/19/2011

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 4 item(s):

1. Schedule A-P of your report discloses one or more contributions that appear to exceed the limits set forth in the Act (see attached).

An individual or a political committee other than an authorized committee or qualified multi-candidate committee may not make a contribution(s) to a candidate for federal office in excess of \$2,500 per election. An authorized committee may not make a contribution(s) to a candidate for federal office in excess of \$2,000 per election. A qualified multi-candidate committee and all affiliated committees may not make a contribution(s) to a candidate for federal office in excess of \$5,000 per election. The term "contribution" includes any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office. (2 U.S.C. § 441a(a) and (f); 11 CFR § 110.1(b), (e) and (k))

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information. If any contribution you received exceeds the limits, you may have to refund the excessive amount.

Excessive contributions may be retained if, within 60 days of receipt, the excessive portions are properly redesignated or reattributed. Guidelines for each option are provided below.

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For reattributions, excessive contributions from individuals can be retained if, within 60 days of receipt, the excessive amount is properly reattributed to another person. Please note that reattributions only apply to excessive contributions from individuals. An excessive contribution is considered properly reattributed if (1) the contributors provide the committee with written documentation, signed by each contributor, authorizing a reattribution and indicating the amount of the contribution to be attributed to each contributor; or (2) the committee reattributes by presumption the excessive portion of the contribution if the contribution was made on a written instrument from a joint account and was signed by only one of the account holders. In this case, the treasurer must notify the contributors in writing within 60 days of receiving the contribution that the committee intends to reattribute the excessive portion and must give the contributor an opportunity to request a refund. (11 CFR § 110.1(k)(3)(ii)(B))

For redesignations, the funds can be retained if, within 60 days of receipt, the excessive amount is properly redesignated for a different election. An excessive contribution is considered properly redesignated if (1) the committee obtains signed written documentation from the contributor(s) authorizing the redesignation of the contribution for another election, provided that the new designation does not exceed the limitations on contributions made with respect to that election; or (2) your committee redesignates by presumption the excessive portion of the contribution for another election provided that the new designation does not exceed the limitations on contributions made with respect to that election. In this case, the treasurer must notify the contributor of the redesignation in writing within 60 days of the treasurer's receipt of the contribution. The notification must give the contributor an opportunity to request a refund. (11 CFR § 110.1(b)(5)(ii)(B)) Please note that you cannot presumptively redesignate an excessive contribution from a multi-candidate committee. Also, a contribution can only be redesignated to a previous election to the extent that the contribution does not exceed the committee's net debts outstanding for that election. (11 CFR § 110.1(b)(3)(i))

If the foregoing conditions for reattributions or redesignations are not met within 60 days of receipt of the contribution, the excessive amount must be refunded. See 11 CFR § 103.3(b)(1).

Please inform the Commission of your corrective action immediately in writing and provide photocopies of any refund checks and/or letters reattributing or redesignating the contributions in question. Refunds are reported on Line

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28(a), (b), or (c), as applicable, of the Detailed Summary Page and on a supporting Schedule B-P of the report covering the period in which they are made. Redesignations and reattributions are reported as memo entries on Schedule A-P of the report covering the period in which the authorization for the redesignation and/or reattribution is received. (11 CFR § 104.8(d)(2), (3) and (4))

Although the Commission may take further legal action concerning the acceptance of excessive contributions, your prompt action to refund, redesignate, and/or reattribute the excessive amount will be taken into consideration.

2. On Schedule B-P of your report, you have disclosed in-kind contributions that are made on behalf of other federal candidate committees, state committees, and national party committees. In addition to providing original vendor information for these disbursements, Commission Regulations require that these in-kind contributions include the recipient committee's full name, complete address, date, amount, purpose of disbursement, and, for federal candidate committees, state, office sought (House, Senate, or President), and district (if applicable). (11 CFR §§104.3 (b)(4) and 104.9(b))

Please note the Act precludes an authorized or principal campaign committee from making a contribution (including in-kind contributions) to a candidate for federal office in excess of \$2,000 per election. (11 CFR §§ 102.12(c) and 102.13(c)) If any in-kind contribution, when aggregated with other contributions made to the same committee, is in excess of \$2,000 per election, you must notify the recipient committee and request a refund of the amount in excess of \$2,000.

Please amend your report to include the required information regarding the recipient committee for each of the in-kind contributions disclosed.

3. Schedule B-P supporting Line 28(a) of your report discloses refunds to individuals. It appears that your committee has not reported the receipt of the original contributions, has received original contributions that are designated to different elections than the refunds, or has refunded an amount greater than the original contributions for the following contributors: Paula Boggess, Daniel Chatel, Clotilde Duncan, Marilyn Griffin, Paul Kenney, Robert A. Mandell, Michael Paul Pappert, Mario Perez, Carolyn Juliet Pittman, Robert Raasch, Allison Rose, Gary Sernaker, and Robert Sylvester. Please clarify these refunds and amend your report(s) as necessary. (2 U.S.C. § 434(b) and 11 CFR § 104.3(a))

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4. Schedule B-P supporting Line 23 of your report discloses reimbursements to individuals for expenses other than travel and subsistence. Please be advised that when itemizing reimbursements to individuals for goods or services, if the payment to the original vendor aggregates in excess of \$200 in an election cycle, a memo entry including the name and address of the original vendor, as well as the date, amount and purpose of the original purchase must be provided. Please amend your report to include the missing information or provide clarifying information if memo items are not required. (11 CFR §§ 104.3(b)(4)(i) and 104.9, and Advisory Opinions 1992-1 and 1996-20)

Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1165.

Sincerely,

A handwritten signature in black ink that reads "Rebecca Hough". The signature is written in a cursive, flowing style.

Rebecca Hough
Sr. Campaign Finance & Reviewing Analyst
Reports Analysis Division

Excessive and/or Prohibited Contributions
Obama for America (C00431445)

Contributor Name	Date	Amount	Election
Bluhm, Leslie	4/14/2011	\$2,500.00	P2012
Bluhm, Leslie	9/30/2011	\$800.00	P2012
Case, Karl	9/30/2011	\$3,500.00	G2012
Curtis III, Roy I.	5/16/2011	\$500.00	P2012
Curtiss, Roy	6/8/2011	\$1,000.00	P2012
Curtiss, Roy	6/28/2011	\$500.00	P2012
Curtiss, Roy	8/5/2011	\$100.00	P2012
Curtiss, Roy	8/10/2011	\$900.00	P2012
Cutter, Brooks	6/25/2011	\$1,000.00	P2012
Cutter, Curtis Brooks	9/26/2011	\$2,500.00	P2012
Dondji, Blaise	9/30/2011	\$2,510.00	G2012
Forman, Milos	4/20/2011	\$1,500.00	P2012
Forman, Milos	6/30/2011	\$1,000.00	P2012
Forman, Milos	8/12/2011	\$1,000.00	P2012
Gary, Nancy	9/27/2011	\$5,000.00	P2012
Gary, Nancy	9/28/2011	\$0.00	P2012
Hammond, Linda	9/25/2011	\$10.00	P2012
Hammond, Linda	9/25/2011	\$5,000.00	P2012
Hammond, Linda	9/30/2011	-\$10.00	P2012
Hartog-Levin, Fay	8/8/2011	-\$1,000.00	G2012
Hartog-Levin, Fay	9/30/2011	\$4,500.00	G2012
Jacobs, Nancy	9/29/2011	\$25.00	P2012
Jacobs, Nancy	9/29/2011	\$2,500.00	P2012

Excessive and/or Prohibited Contributions
Obama for America (C00431445)

Contributor Name	Date	Amount	Election
Johnson, Charles	9/28/2011	\$2,500.00	G2012
Johnson, Charles	9/28/2011	\$5.00	G2012
Johnson, Millie	9/7/2011	\$10.00	P2012
Johnson, Millie	9/23/2011	\$5,000.00	P2012
Johnson, Millie	9/30/2011	-\$10.00	P2012
Jonsson, Laurie Mcdonald	9/20/2011	\$55.00	P2012
Jonsson, Laurie Mcdonald	9/28/2011	\$2,445.00	P2012
Johnson, Laurie	9/20/2011	\$300.00	P2012
Jordon, Marie I	8/31/2011	\$2,500.00	P2012
Jordan, Marie I	8/31/2011	\$2,500.00	P2012
Kaiser, Philip	9/30/2011	\$3,500.00	G2012
Keith, Jennie	9/30/2011	\$5,000.00	P2012
Lawrence, Linda	9/30/2011	\$5,000.00	P2012
Lee, Jason X	6/30/2011	\$2,000.00	P2012
Le, Jason	9/23/2011	\$1,000.00	P2012
Olifer, Andrei	9/30/2011	\$2,505.00	G2012
Patton, Charles	9/28/2011	\$5,000.00	P2012
Ridosh, Josette	9/28/2011	\$5,000.00	P2012
Rosenbaum, Eli	6/17/2011	\$2,500.00	P2012
Rosenbaum, Elliott	9/27/2011	\$250.00	P2012
Rosenbaum, Elliott	9/27/2011	\$250.00	P2012

**Excessive and/or Prohibited Contributions
Obama for America (C00431445)**

Contributor Name	Date	Amount	Election
Sasser, Collin	4/5/2011	\$500.00	P2012
Sasser, Collin	6/29/2011	\$500.00	P2012
Sasser, Collin	8/5/2011	\$2,500.00	P2012
Schoenberg, E. Randol	5/10/2011	\$1,000.00	P2012
Schoenberg, E. Randol	5/10/2011	\$1,000.00	P2012
Schoenberg, Randol	9/6/2011	\$2,500.00	P2012
Breasted-Smyth, Mary	4/26/2011	\$2,500.00	G2012
Smyth, Mary Breasted	9/11/2011	\$500.00	G2012
Smyth, Mary Breasted	9/16/2011	\$2,000.00	G2012
Breasted-Smyth, Mary	4/26/2011	\$2,500.00	P2012
Smyth, Mary Breasted	9/11/2011	\$2,500.00	P2012
Taft, Thomas F Jr	6/30/2011	\$2,500.00	G2012
Taft, Thomas	9/30/2011	\$2,500.00	G2012
Taft, Thomas F Jr	6/30/2011	\$2,500.00	P2012
Taft, Thomas	9/30/2011	\$2,500.00	P2012
Terry, Emerson	9/30/2011	\$5,000.00	P2012
Weld, Susanna Linzee	5/9/2011	\$1,000.00	P2012
Weld, Linzee	9/25/2011	\$2,500.00	P2012